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8   UNITED STATES DISTRICT COURT

9   NORTHERN DISTRICT OF CALIFORNIA

10   OAKLAND DIVISION

11

12 SUCCESSFACTORS, INC., | Case No.: C-08-1376 (CW)

13   Plaintiff, | **DECLARATION OF JONATHAN
                                          | A. PATCHEN IN SUPPORT OF**
14 v. | **DEFENDANT'S ADMINISTRATIVE
                                          | MOTION TO SEAL**
15 SOFTSCAPE, INC.,
                                          | Date: March 27, 2008
16   Defendant. | Time: 2:00 p.m.
                                          | Dept.:   Courtroom 2
17
                                          | Honorable Claudia Wilken
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19   I, JONATHAN A. PATCHEN, declare as follows:

20   1.   I am an attorney with the law firm of Taylor & Company Law Offices, LLP,

21 counsel of record for defendant Softscape, Inc. ("Softscape"). I make this declaration based on my

22 personal knowledge, except where otherwise indicated, and if I am called as a witness I would and

23 could testify competently to the matters contained herein.

24   2.   The redacted portions of the Declaration of David Watkins in Opposition to

25 Plaintiff's Motion to Strike and in Response to Order to Show Cause ("Watkins Declaration")

26 contain proprietary confidential information and non-public confidential customer information.

27 Specifically, the declaration refers to or quotes from, in part, a document already sealed by this

28 Court. Additionally, the other redacted portions refer to confidential and proprietary information

TAYLOR & CO.
LAW OFFICES, LLP

DECLARATION OF JONATHAN A PATCHEN IN SUPPORT OF DEFENDANT'S ADMINISTRATIVE
MOTION TO SEAL : CASE NO. C-08-1376 (CW)

1   regarding Softscape's network capabilities and structure and the process and nature of its internal

2   investigation.

3   4.   Softscape will lodge with the Clerk of this Court a sealed copy of the Watkins

4   Declaration.

5   5.   Pursuant to Civil L. R. 79-5, Softscape intends to file publicly, and to withdraw

6   from the Watkins Declaration, those portions of the document it requested to be filed under seal if

7   Softscape's request is denied by this Court.

8   I declare under penalty of perjury under the laws of the United States of America that the

9   foregoing is true and correct. Executed this 26th day of March, 2008 in San Francisco, California.

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12   __   /s/ Jonathan A. Patchen _____
                                          JONATHAN A. PATCHEN
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DECLARATION OF JONATHAN A PATCHEN IN SUPPORT OF DEFENDANT'S ADMINISTRATIVE
MOTION TO SEAL : CASE NO. C-08-1376 (CW)